

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1307 be amended to read as follows:

1           Page 1, between lines 7 and 8, begin new paragraph and insert:  
2           "SECTION 2. IC 34-13-3-4 IS AMENDED TO READ AS  
3           FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 4. The combined  
4           aggregate liability of all governmental entities and of all public  
5           employees, acting within the scope of their employment and not  
6           excluded from liability under section 3 of this chapter, does not exceed  
7           three hundred thousand dollars (\$300,000) for injury to or death of one  
8           (1) person in any one (1) occurrence and does not exceed five million  
9           dollars (\$5,000,000) for injury to or death of all persons in that  
10          occurrence. A governmental entity is not liable for punitive damages,  
11          **unless:**  
12               **(1) the liability was proximately caused by the governing body**  
13               **for the governmental entity; and**

- 1           **(2) the governing body acted or failed to act in willful, wanton,**
- 2           **or intentional disregard of its duty."**
- 3       Renumber all SECTIONS consecutively.  
(Reference is to HB 1307 as printed February 1, 2001).

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Representative Alderman